

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
GREENBELT DIVISION**

COSTAR REALTY INFORMATION, INC.  
and COSTAR GROUP, INC.,

Plaintiffs,

v.

MARK FIELD D/B/A ALLIANCE  
VALUATION GROUP, *et al.*

Defendants.

Civil Action No. 8:08-CV-663-AW

**COSTAR'S MOTION FOR AN ORDER TO SHOW CAUSE WHY DEFAULT  
SHOULD NOT BE ENTERED AGAINST DEFENDANT MARK FIELD**

Pursuant to Rules 37(d) and 55(a) of the Federal Rule of Civil Procedure, Plaintiffs CoStar Realty Information, Inc., and CoStar Group, Inc. (collectively, "CoStar") hereby move for an Order to Show Cause Why Default Should Not Be Entered Against Defendant Mark Field d/b/a Alliance Valuation Group ("Alliance" or "Field"). Field has completely failed to participate in discovery in this case. He has not responded to one written discovery request and failed to appear for his properly noticed deposition. He has not responded to numerous letters, e-mails, and voicemails from CoStar's counsel informing him that if he does not participate in discovery, then sanctions could be entered against him, including but not limited to the entry of default judgment.

For those reasons, and for the reasons stated in the accompanying memorandum of law, CoStar respectfully requests that, at a minimum, the Court:

(a) Enter an Order to Show Cause Why Default Should Not Be Entered Against Mark Field d/b/a Alliance Valuation Group, specifically providing that, in the event Mark Field does not respond to the Order to Show Cause within fourteen (14) days, the Court will order the Clerk to enter default against him; and

(b) Award CoStar its attorneys' fees and costs associated with bringing this motion pursuant to Fed. R. Civ. P. 37(d)(3).

Dated: September 24, 2009

Respectfully submitted,

/s/

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William J. Sauers, Bar. No. 17355  
Sanya Sarich Kerksiek, Bar No. 17636  
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*Attorneys for Plaintiffs CoStar Realty Information, Inc., a Delaware Corporation, and CoStar Group, Inc., a Delaware Corporation*

## CERTIFICATE OF SERVICE

I hereby certify that service required by Fed. R. Civ. P. 5 was made, and that a true copy of the above document, with attachments, was served upon the attorneys of record for the following parties by electronically filing the document with the Clerk of Court using the CM/ECF system, which caused a Notice of Electronic Filing (NEF) to be sent to the following on September 24, 2009:

Mary-Olga Lovett  
Pamela Ferguson  
Greenberg Traurig  
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*Attorney for Defendant Pathfinder Mortgage Company*

I further certify that service required by Fed. R. Civ. P. 5 was made, and that a true copy of the above document, with attachments, was served upon the attorneys of record listed above and on the following parties by U.S. Mail and electronic mail on September 24, 2009:

Mark Field  
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638 Camino De Los Maries, Suite H130A  
San Clemente, CA 92673  
[mark.field@cox.net](mailto:mark.field@cox.net)

*Pro se defendant*

Lawson Valuation Group, Inc.  
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8895 N. Military Trail, Suite 304E  
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*Pro se defendant*

Dated: September 24, 2009

/s/

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